



27123

PATENT TRADEMARK OFFICE

Docket No. 3553-4010US4

Express Mail No. EV094891462US

↑ AFFIX CUSTOMER NO. LABEL ABOVE ↑

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE****CONTINUED PROSECUTION APPLICATION (CPA)**
REQUEST TRANSMITTAL PURSUANT TO 37 C.F.R. § 1.53(d)

31

Commissioner for Patents
Washington, DC 20231Prior Application
Examiner:

J. Parisi

Group Art Unit:

2166-

3623

Inventor(s) Names and Addresses:

(1) Jay S. Walker
124 Spectacle Lane, Ridgefield
CT 06877(2) Bruce Schneier
101 E. Minnehaha Parkway
Minneapolis, MN 55419(3) James Jorasch
25 Forest Street, Apt. 5G
Stamford, CT 06901**RECEIVED**

JUL 18 2002

GROUP 3600☐ Additional inventors listed on a separate sheet.

1. This is a request for a ☒ Continuation ☐ Divisional Under 37 C.F.R. §1.53(d) of prior application serial no. 09/058,840, filed on April 13, 1998, and entitled :
METHOD AND APPARATUS FOR A COMMERCIAL NETWORK SYSTEM
DESIGNED TO FACILITATE BUYER-DRIVEN CONDITIONAL PURCHASE
OFFER

2. The following are enclosed herewith:



Preliminary Amendment



Information Disclosure Statement including PTO 1449.



Copies of References Cited in Information Disclosure Statement

07/16/2002 AWDHDAF1 00000070 09058840

01 FC:131
02 FC:102
03 FC:103

714550 v1

740.00 OP
336.00 OP
342.00 OP

☐ **REQUEST AND CERTIFICATION UNDER 35 U.S.C.
§122(b)(2)(B)(i) (form PTO/SB/35)**

As indicated on the attached Request and Certification, Applicant(s) certify that the invention disclosed in the attached application HAS NOT and WILL NOT be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. Applicant(s) therefore request(s) that the attached application NOT be published under 35 U.S.C. §122(b).

3. ☐ Please enter the Amendment/Request For Reconsideration After Final Rejection filed _____ in the above-identified parent application.
4. ☒ A Petition for Extension of Time and Fee therefor has been or is being filed in the parent application Serial No. 09/058,840 to extend the time for action in the parent application until July 11, 2002.
5. Please abandon the parent application at a time while the parent application is pending or at a time when the petition for extension of time in that application is granted and while this application is pending and has been granted a filing date, so as to make this application co-pending with said parent application. Please use all the contents of the parent application file wrapper, including the drawings, as the basic papers for the new application.
6. ☒ The fees to be charged are to be based on the number of claims:
- ☐ remaining after entering the enclosed Amendment.
 - ☒ entered in the parent application as of the date of its abandonment.
 - ☐ remaining after entering the Amendment After Final Rejection filed _____ in the above-identified parent application.

| I. CALCULATION OF APPLICATION FEE | | | | |
|--|--------------|---|------------------|--------------------------------|
| | Number Filed | Number Extra | Rate | Basic Fee \$740.00/\$370.00 |
| Total Claims | 39- 20 = | 19x | \$18.00/ \$9.00 | \$ 342 |
| Independent Claims | 7- 3 = | 4x | \$84.00/ \$42.00 | \$ 336 |
| <input type="checkbox"/> Multiple Dependent Claims | | If marked, add fee of \$280.00 (\$140.00) | | \$ |
| TOTAL: | | | | \$ 1418.00 |

7. ☐ Small entity status is/has been claimed. Reduced fees under 37 C.F.R. §1.9 (f) paid herewith \$
8. ☒ A check in the amount of \$1418.00 in payment of the CPA application filing fees is attached.
9. ☐ Charge fee to Deposit Account No. 13-4503, Order No. _____. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.

10. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required for filing this application pursuant to 37 CFR §1.16, including all extension of time fees pursuant to 37 C.F.R. § 1.17 for maintaining copendency with the parent application, or credit any overpayment to Deposit Account No. 13-4500, Order No. _____. A DUPLICATE COPY OF THIS SHEET IS ATTACHED.
11. ☐ Priority of application Serial No. _____, filed on _____ in _____, is claimed under 35 U.S.C. §119.
12. ☒ The parent application is assigned of record to priceline.com, Incorporated.
13. ☐ An assignment of the invention to _____ is attached along with the Assignment Recordation Form cover sheet.
14. ☐ A check in the amount of \$40.00 for recording the Assignment is attached.
15. ☒ The Power of Attorney was filed in the parent application.
16. ☐ A new Power of Attorney has been executed and is attached.

Respectfully submitted,
MORGAN & FINNEGAN, L.L.P.

Dated: July 11, 2002

By: _____

Walter G. Hanchuk
Registration No. 35179

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